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off, Taylor & Zafman LLP

Approved for use through 10/31/2002. OMB 0651-0031

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In Re Application of Hofrichter, et al.	Attorney Docket No.: 80398.P455									
Application Number <u>09/921,199</u>										
FiledAugust 1, 2001										
For System and Method for Enabling Distribution and	Brokering of Content Information									
Group Art Unit: 3629 Examiner: T. S	<u>emith</u>									
Address to:										
COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450	3									
Applicant hereby appeals to the Board of Patent Appea	als and Interferences from the last decision of the examiner.									
The fee for this Notice of Appeal is (37 CFR 1.17(b))	\$ <u>500.00</u> .									
[] Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:										
[X] A check in the amount of the fee is enclosed.										
[] Payment by credit card. Form PTO-2038 is a	attached.									
	The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.									
	The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2666</u> . I have enclosed a duplicate copy of this sheet.									
[] A petition for an extension of time under 37 C	FR 1.136(a) (PTO/SB/22) is enclosed.									
Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.										
I am the										
• •	Signature									
 assignee of record of the entire interessee 37 CFR 3.71, Statement under 3' is enclosed. (Form PTO/SB/96) 	st 7 CFR 3.73(b)									
[X] attorney or agent of record.	Sheryl Sue Holloway									
	Typed or printed name									
[] attorney or agent acting under 37 CFF Registration number if acting under 3										
NOTE: Signatures of all the inventors or assignees of re Submit multiple forms if more than one signature is requ	ecord of the entire interest of their representative(s) are required. uired, see below*.									
[X] *Total of _1 forms are submitted										
as first class mal in an envelope addressed to: Commi	ited with the United States Postal Service with sufficient postage ssioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Cheri Clinkenbeard									
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FEE TRANSMITTAL FOR FY 2005

solidated Appropriations Act. 2005 (H.R. 4818).

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Examine			Smith,						
Art Unit			3629						
Attorney	Docke	t No	80398.	P455					
Applicant claims small entity status. See 37 CFR 1.27.									
				k all that apply)					
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Warning: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038.									
FEE CA	I CUL	ATION	***						
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1. BASIC FILING, SEARCH, AND EXAMINATION FEES									
Large E	ntity	Small E	Entity						
Fee	Fee	Fee	Fee						
Code	(\$)	Code	(\$)	Fee Description		Fees Paid (\$)			
1011	300	2011	150	Utility application filing fee)				
1111	500	2111	250	Utility search fee	_ 1,000/500				
1311	200	2311	100	Utility examination fee					
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1112	100	2112	50	Design search fee	_ 430/215				
1312	130	2312	65	Design examination fee	}				
1013	200	2013	100	Plant filing fee	J				
1113	300	2113	150	Plant search fee	→ 660/330				
1313	160	2313	80	Plant examination fee	}				
1004	300	2004	150	Reissue filing fee	J				
1114	500	2114	250	Reissue search fee	_ 1,400/700				
1314	600	2314	300	Reissue examination fee					
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1005	200	2005	100	Provisional application fili	ng fée				
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2. EXCESS	CLAIM FE	<u>ES</u>							
Independe HP = highe	st number of nt Claims	total clai	-3 or HP =	reater than 20	X xn 3	<u>belo</u>	from OW	=======================================	Fees Paid (\$)
Large Entity Fee Fee Code (\$) 1202 5 1201 20 1203 36 1204 20 1205 50	Fee Code 2202 2201 2203 2204	Entity Fee (\$) 25 100 180 100 25	Multiple depe Reissue: eac		not paid nd more than aim more thai	n in t		nal p	patent
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). Number of each add'l Fee from									
Total Sheets	<u> </u>	Extra S	Sheets	50 or fraction the	eof		<u>below</u>		Fees paid (\$)
	_ 100 =	:	/50 =	(round up	to whole number)	X		_	
Large Entity Fee Fee Code (\$) 1081 25 1082 25 1083 25 1084 25	Fee Code 0 2081 0 2082 0 2083	Entity Fee (\$) 125 125 125 125			int spec & drawi	ngs ex	xcept seq	uenc	roup of 50 sheets es & program listings):

FEE CALCULATION (continued) 4. OTHER FEE(S) Fees Paid (\$) Non-English Specification, \$130 fee (no small entity discount) **Small Entity** Large Entity Fee Fee Fee Fee (\$) **Fee Description** Code (\$) Code Surcharge - late filing fee or oath 1051 130 2051 65 Surcharge - late provisional filing fee or cover sheet 1052 50 2052 25 1053 130 1053 130 Non-English specification 1812 2,520 For filing a request for ex parte reexamination 1812 2,520 1813 8,800 1813 8,800 Request for inter parties reexamination Requesting publication of SIR prior to Examiner action 1804 920* 1804 920* 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action 1251 120 2251 60 Extension for reply within first month Extension for reply within second month 225 1252 450 2252 Extension for reply within third month 510 1253 1,020 2253 Extension for reply within fourth month 1254 2254 795 1,590 1255 2,160 2255 1,080 Extension for reply within fifth month 250 500.00 1401 2401 **Notice of Appeal** 500 1402 250 Filing a brief in support of an appeal 500 2402 1403 1.000 2403 500 Request for oral hearing 1451 1,510 1451 1.510 Petition to institute a public use proceeding Petition to revive - unavoidable 1452 500 2452 250 Petition to revive - unintentional 1453 1.500 2453 750 1501 1,400 700 Utility issue fee (or reissue) 2501 1502 800 2502 400 Design issue fee 1503 1100 2503 550 Plant issue fee 400 Petitions to the Commissioner (CFR 1.17(f) Group I) 1462 400 1462 200 1463 200 1463 Petitions to the Commissioner (CFR 1.17(g) Group II) Petitions to the Commissioner (CFR 1.17(h) Group III) 1464 130 1464 130 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) **Submission of Information Disclosure Stmt** 1806 1806 180 180 40 Recording each patent assignment per 8021 40 8021 property (times number of properties) 1809 790 2809 395 For filing a submission after final rejection (see 37 CFR 1.129(a)) 1814 130 2814 65 Statutory Disclaimer For each additional invention to be examined 1810 790 2810 395 (see 37 CFR 1.129(b)) 1801 790 2801 395 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination of a design application 300 Publication fee for early, voluntary, or normal pub. 1504 300 1504 1505 300 1505 300 Publication fee for republication Request for voluntary publication or republication 1803 130 1803 130 1808 130 Processing fee under 37 CFR 1.17(i) (except provisionals) 1808 130 1,370 Acceptance of unintentionally delayed claim for priority _ 1454 1454 1,370 Other fee (specify) Other fee (specify) SUBTOTAL (4) \$ 500.00 *Reduced by Basic Filing Fee Paid SUBMITTED BY: Typed or Printed Name: Sheryl Sue Holloway 2006 Signature: **Telephone Number: 408-720-8300** Reg. Number:

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450